

**Little Traverse Bay Bands of Odawa Indians
Tribal Council Chambers
7500 Odawa Circle, Harbor Springs, MI 49740
Tribal Council Regular Meeting
November 29, 2018**

Call to Order: **9:04 a.m.**

Opening ceremony: Tribal Chairperson Regina Gasco-Bentley

Closed Session: Yes

Council Present: Councilor Frank Bernard, Councilor Dexter McNamara, Councilor Emily Proctor, Treasurer Marcella R. Reyes, Secretary Tamara Kiogima, Legislative Leader Fred Harrington Jr.

Absent: Councilor David Harrington, Councilor Julie Shananaquet, Councilor Shanna Wemigwase,

Legislative Office Staff Present: Sr Financial Analyst Rachel Cope, Legislative Services Attorney Donna Budnick, General Counsel Jim Bransky, Legislative Office Manager Michele Portman-LaCount, Legislative Administrative Assistant Linda Gokee

Executive Officials and Staff Present: Tribal Chairperson Regina Gasco-Bentley, Vice-Chairperson Stella Kay, Direct Services Administrator Phil Harmon, Human Resources Director Denise Petoskey, Food Distribution Certification Clerk Shai Leist, Human Services Victim Advocate Keely Frye, Accounts Payable Tammy Willis, Fisheries Technician Katherine Skubik, Fisheries Research Enhancement Technician Randall Seymour, Natural Resources Director Doug Craven, Natural Resources Commissioner John Keshick III, Great Lakes Fishery Program Manager Kevin Donner, Planning Director Amanda Swiss, and GIS Director Alan Proctor.

Judicial Officials and Staff: none

Public: Tribal Citizens Doug Emery and Andrew Stitch, Greg Karlis

Invited Guests: Gaming Authority Board Members: Chair Beverly Wemigwase, Vice-Chair Bernadece Compo-Boda, Treasurer/Secretary Matt Stemkoski and Board Member Donald Lasley; Odawa Casino Resort Leadership Oversight Committee (LOC) members Dennis Shananaquet, Barry Laughlin and Nick Foltz; Director of Hospitality Hank Rowland, Accounting Supervisor Amber Gasco, and Benefits Supervisor Tara Otto-Brill

Motion made by Councilor McNamara and supported by Councilor Proctor to adopt the agenda for November 29, 2018 as presented.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to dedicate this meeting in honor of the following Tribal Citizens who have walked on: Donnie Case Sr., Shiloh Chapman, James Covey, and Timothy Petoskey.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)
Motion carried.

The approval of the Regular Meeting minutes of November 8, 2018 will be completed in the Secretary Report.

9:16 a.m. Councilor David Harrington arrives

Introduction of new Tribal Government Employees:

- Shai Leist-Food Distribution Certification Clerk-Human Services
- Keely Frye-Victim Advocate-Human Services
- Tammy Willis-Accounting Technician, Accounts Payable-Accounting
- Katherine Skubik-Fisheries Technician-NRD
- Randall Seymour-Fisheries Research Enhancement Technician-NRD

Executive Oversight Report:

Discussion: Tribal Chairperson Regina Gasco-Bentley

- North wing flood clean-up is ongoing.
- The Law Enforcement evidence room is almost completed.
- The Regulatory meeting room is slated to be remodeled next.
- SB1197 has changed and the Michigan senate is trying to push it through. This bill relates to the proposed Enbridge Tunnel being built under the Straits of Mackinaw.
- All snow plows are up and running.
- Ed Aster, D-AZ passed away. He was a supporter for Indian Country.

Discussion: Vice-Chairperson Stella Kay

- A Tribal Citizen donated a box of documents to Archives & Records. There are many pictures.
- Attended the Tribal Interior Budget Committee Hearing. The Tribal Leaders in attendance were disappointed with Tara Sweeney.
- Attended the Petoskey Regional Chamber of Commerce's Connecting Women in Business lunch. They were excited about the Tribes involvement and the services we provide to the community.

Discussion: Direct Services Administrator Phil Harmon

- The heat exchanger went out which caused the flooding in the north wing. Clean-up is being done by Serve Pro's, facilities, and safety. Facilities did a fantastic job in cleaning up the water. It will be up to 1 ½ weeks for the part to arrive and everything will be done.
- Dental construction is complete.
- GIS, Planning, and Department of Commerce has moved to the Government Center.
- Environmental and SEEDS has moved to the White House.

9:26 a.m. Motion made by Secretary Kiogima and supported by Councilor Proctor to go into Closed Session for Confidential Business Matters.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)
Motion carried.

10:13 a.m. Motion made by Treasurer Reyes and supported by Secretary Kiogima to return to Open Session.

Vote: 5 - Yes, 0 - No, 0 - Abstained, 4 - Absent (Councilor Bernard, Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

10:13 a.m. Break

10:34 a.m. Meeting resumes

Motion made by Councilor McNamara and supported by Councilor Proctor to authorize the General Counsel and Tribal Chairperson to sign the Common Interest Confidentiality Agreement on behalf of Little Traverse Bay Bands of Odawa Indians with the other 1836 Treaty Tribes that are parties to United States v Michigan.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Treasurer Reyes to acknowledge the verbal and written Executive Oversight Report as presented by Tribal Chairperson Regina Gasco-Bentley, Vice-Chairperson Stella Kay, and Direct Services Administrator Phil Harmon on November 29, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Legislative Officer Reports:

Legislative Leader Report

Discussion:

- Sent Tribal Council links to his business plans.
- Training for all charters, boards, and Community members will be provided by Gadd Business Consultants on Saturday, December 8, 2018.
- Will be requesting start-up monies for corporations from the Appropriations and Finance Committee.
- One of the long-term results is the Tribe will be able to help our Tribal Citizens who do not reside within the service area.
- Councilor McNamara asked Legislative Leader Fred Harrington Jr. to attend the Gretchen Whitmer. Governor elect Gretchen Whitmer's Transition Team Meeting on December 7, 2018 in Lansing MI.

Discussion: Tribal Council has requested the original Master Land Use Plan from the Executive.

Motion made by Councilor McNamara and supported by Councilor David Harrington to accept Legislative Leader Fred Harrington Jr.'s verbal report for November 29, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Secretary Kiogima to approve the Legislative Leader to facilitate a Strategic Planning-training session with Gadd Business

Consultants/Business Growth Specialists on December 8, 2018 at the Government Complex Commons Area.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor David Harrington to approve Tribal Certified Motion # 112918-09 Odawa Economic Affairs Holding Corporation Facilitation of a State Chartered Credit Union.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Councilor David Harrington to approve the posting for acceptance of letters of Interest and resumes from people who would be interested in formulating a State Chartered Credit Union that will benefit Tribal Citizens, Tribal Employees and other community members.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve travel for Legislative Leader Fred Harrington, Jr. and Secretary Kiogima to the Tribal Leaders and Governor elect Gretchen Whitmer's Transition Team Meeting on December 7, 2018 in Lansing MI.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Tribal Council Action Items:

Motion made by Secretary Kiogima and supported by Treasurer Reyes to approve 2019 Tribal Council Work Session and Meeting Dates.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve Certified Motion # 112918-01 Request to Accept Funding from the U.S. Department of Health and Human Services, FY 2018 Family Violence Prevention and Services Program, Mod-01 Funding Increase.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve Certified Motion # 112918-02 Funding Renewal from the U.S. Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians FY 2018 Annual Funding Agreement, Mod 18-7 Funding Increase.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor McNamara to approve Certified Motion # 112918-03 Request for Funding from the U.S. Department of Health and Human Services, Indian Health Service-Sanitation Program, Well & Septic Systems Contract Be-17-K01 Modification #02 Funding Increase.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve Certified Motion # 112918-04 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Fish Hatchery Maintenance Project FY 2019.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to approve Certified Motion # 112918-05 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Circle of Flight Program FY 2019.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to approve Certified Motion # 112918-06 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Invasive Species Project FY 2019.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to approve Certified Motion # 112918-07 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Endangered Species Project FY 2019.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Treasurer Reyes and supported by Secretary Kiogima to acknowledge receipt of the Executive Nomination of Bill Denemy for the Liquor and Tobacco Licensing Board and set up an interview.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Treasurer Reyes to acknowledge receipt of the Executive Nomination of Carla Osawamick for the Election Board and set up an interview.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to acknowledge receipt of the Executive Nomination of Melissa Shomin for the Election Board and set up an interview.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to waive the interview process and re-appoint Bill Denemy to the Liquor and Tobacco Licensing Board.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Treasurer Reyes to acknowledge receipt of Douglas Emery's Letter of Interest and Resume for the Gaming Authority Board and schedule an interview.

Vote: 6 - Yes, 0 - No, 1 - Abstained (Councilor David Harrington), 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor Proctor to acknowledge receipt of Sunnese Granados Letter of Interest and Resume and schedule an interview.

Vote: 6 - Yes, 0 - No, 1 - Abstained (Councilor David Harrington), 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion to schedule an interview for Rob Ellerman to the Gaming Authority Board failed due to lack of support.

Motion made by Treasurer Reyes and supported by Councilor Bernard to adopt Tribal Resolution Request to the Secretary of the Interior to assume State Historic Preservation Office (SHPO) responsibilities and establish a Tribal Historic Preservation Office Program.

Roll Call: Councilor Bernard-yes, Councilor David Harrington-yes, Councilor McNamara-yes, Councilor Proctor-yes, Councilor Shananaquet-absent, Councilor Wemigwase-absent, Treasurer Reyes-yes, Secretary Kiogima-yes, Legislative Leader Fred Harrington Jr.-yes

Motion carried.

Tribal Council Officer Reports:

Secretary Report

Documents Delivered to the Executive

-Tribal Resolution Support for proposed timber sales on Little Traverse Bay Bands of Odawa Indians trust lands was delivered to the Executive for signature on 11/09/18-the Executive signed on 11/14/18.

-Waganakising Odawak Statute Shirley Naganashe Oldman Secondary Education Completion Honorarium was delivered to the Executive for signature on 11/09/18-PENDING SIGNATURE (due back to Tribal Council on/by 12/10/18).

-Waganakising Odawak Statute Repeal of LTBB Waganakising Representative to Michigan Anishnaabeg Cultural Preservation and Repatriation Alliance (MACPRA) and Native American Graves Protection and Repatriation Act (NAGPRA) WOS 2011-017 was delivered to the Executive for signature on 11/09/18-**PENDING SIGNATURE** (due back to Tribal Council on/by 12/10/18).

-Waganakising Odawak Statute Tribal Historic Preservation Office Protection and Management of Archaeological, Historical and Cultural Properties and Cultural Resources was delivered to the Executive for signature on 11/09/18-**PENDING SIGNATURE** (due back to Tribal Council on/by 12/10/18).

-Amendment to Waganakising Odawak Statute 2009-007 Land Use, Building Regulation, and Zoning Statute was delivered to the Executive for signature on 11/09/18-**PENDING SIGNATURE** (due back to Tribal Council on/by 12/10/18).

-Tribal Resolution LTBB Fiscal Year 2019 Budget Modification for Tribal Wide Budget for All Governmental Branches 110918 was delivered to the Executive for signature on 11/27/18-the Executive signed 11/29/18.

Vetoes (a vote of Tribal Council to override a veto shall occur within 90-days of the veto): none

Phone Polls passed by Tribal Council:

-11/21/18 Motion to adopt Tribal Resolution LTBB Fiscal Year 2019 Budget Modification for Tribal Wide Budget for All Governmental Branches 110918 as recommended by the Appropriations and Finance Committee

Comments: none

Phone Poll Vote: 8 Yes, 0 No, 0 Abstained, 1 Absent (Councilor Shananaquet)

Motion carried.

Motion made by Councilor Proctor and supported by Treasurer Reyes to accept Secretary Kiogima's verbal and written report as presented on the agenda for November 29, 2018.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

11:44 a.m. Public Comment Opened

- No public comment made

11:45 a.m. Public Comment closed

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve the minutes of November 8, 2018 as corrected.

Vote: 7 - Yes, 0 - No, 0 - Abstained, 2 - Absent (Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Treasurer Report

Appropriations and Finance Committee

-Last Meeting: November 13, 2018

(Motions made at Appropriations and Finance Committee Meeting)

-Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion # 112918-01 Request to Accept Funding from the U.S. Department of Health and Human Services, FY 2018 Family Violence Prevention and Services Program, Mod-01 Funding Increase.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 112918-02 Funding Renewal from the U.S.

Department of Health and Human Services, Indian Health Service, Little Traverse Bay Bands of Odawa Indians FY 2018 Annual Funding Agreement, Mod 18-7 Funding Increase.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion # 112918-03 Request for Funding from the U.S.

Department of Health and Human Services, Indian Health Service-Sanitation Program, Well & Septic Systems Contract Be-17-K01 Modification #02 Funding Increase.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion # 112918-04 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Fish Hatchery Maintenance Project FY 2019.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor McNamara and supported by Councilor Wemigwase to recommend to Tribal Council to approve Certified Motion # 112918-05 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Circle of Flight Program FY 2019.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion # 112918-06 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Invasive Species Project FY 2019.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by Councilor Wemigwase and supported by Councilor McNamara to recommend to Tribal Council to approve Certified Motion # 112918-07 Request for Funding from the United States Department of the Interior, Bureau of Indian Affairs, Endangered Species Project FY 2019.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

-Motion made by and supported by to recommend to Tribal Council to adopt Tribal Resolution LTBB Fiscal Year 2019 Budget Modification for Tribal Wide Budget for All Governmental Branches 110918.

Vote: 3-yes, 0-no, 0-abstain, 0-absent

Motion carried.

Motion carried.

-Next Meeting: Tuesday, December 11, 2018 at 9:00 a.m.

Phone Polls passed by Appropriations and Finance Committee: none

Motion made by Councilor McNamara and supported by Councilor Proctor to accept the Appropriations and Finance Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Land and Reservation Committee

-Last Meeting: November 2, 2018

(Motions made at Land and Reservation Committee Meeting were presented at the November 8, 2018 Tribal Council Meeting.)

-Next Meeting: Friday, December 7, 2018 at 9:00 a.m.

Phone Polls passed by Land and Reservation Committee: none

Motion made by Secretary Kiogima and supported by Councilor Proctor to accept the Land and Reservation Committee verbal and written report as provided on the agenda by Treasurer Reyes, Committee Chair for November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Tribal Council Member Reports:

Councilor Proctor-Indian Child Welfare Act Case, Brackeen v. Zinke

Motion made by Secretary Kiogima and supported by Councilor Bernard to accept Councilor Proctor's verbal report as presented on November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

Motion made by Councilor Proctor and supported by Secretary Kiogima to authorize and approve the Tribal Chair to sign the National Congress of American Indians (NCAI), the Association on American Indian Affairs (AAIA), the National Indian Child Welfare Association (NICWA) and the Native American Rights Fund (NARF) amicus brief regarding the Indian Child Welfare Act Case, *Brackeen v. Zinke*, Fifth Circuit Court of Appeals.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Shananaquet, Councilor Wemigwase)

Motion carried.

11:59 a.m. Lunch

1:38 p.m. Return

Corporate Charters and/or Boards Updates:

Gaming Authority-2018 3rd Quarter Report

Motion made by Secretary Kiogima and supported by Councilor McNamara to acknowledge receipt of the verbal and written Gaming Authority/Odawa Casino Resort 2018 3rd Quarter Report.

Vote: 5 - Yes, 0 - No, 2 – Abstained (Councilor David Harrington, Councilor Shananaquet), 2 - Absent (Councilor Bernard, Councilor Wemigwase)

Motion carried.

2:56 p.m. Public Comment Opened

- Andrew Stich commented about the 2019 Budget, an open seat on Tribal Council, people attacking others on Facebook does not look good, can we use the 6% to build apartment buildings? We should not support more funding to Hogen Adams without a contract.
- Linda Gokee reminded elected officials that there are standard rules of conduct for all elected officials.

3:00 p.m. Public Comment Closed

3:00 p.m. Councilor David Harrington exits meeting

3:00 p.m. Break

3:19 p.m. Meeting resumes

Tribal Council Member Reports continued

Councilor McNamara

- Legislative Body Employees Time-off to include December 26-28, 2018 through January 2-4, 2019.

Motion made by Councilor Shananaquet and supported by Councilor Proctor to accept Councilor McNamara's verbal report as presented on November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to approve an Office Closure for Legislative Staff from December 26-28, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Motion made by Councilor Shananaquet and supported by Councilor McNamara to approve an Office Closure for Legislative Staff from January 2-4, 2019.

Vote: 3 - Yes, 3 - No (Councilor Proctor, Treasurer Reyes, Secretary Kiogima), 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion fails.

Legislative Office Reports:

Office of Finance and Revenue

- Met with PNC Clay Vanderpoole
- Give Odawa Casino Resort employees a token from the BC/BS overpayment

- Pleased with the Leadership Oversight Committee (LOC) Dennis Shananaquet's reporting
- REHMA funds were put into the General Fund in 2016.
- The 2019 Budget is approved and we need to begin to look at the 2020 Budget.

Motion made by Councilor Shananaquet and supported by Treasurer Reyes to accept Sr Financial Analyst Rachel Cope's verbal and written report for November 29, 2018.
 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
 Motion carried.

Tribal Historic Preservation Officer-travel report

Motion made by Treasurer Reyes and supported by Councilor Shananaquet to accept Deputy Tribal Historic Preservation Officer Melissa Wiatroluk's Association of American Indian Affairs 4th Annual Repatriation Conference travel report as presented on November 29, 2018.
 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
 Motion carried.

Legislative Services Attorney-Tentative Closed Session

- Will be meeting with Gaming Authority on Friday, November 30, 2018 regarding General Manager hiring policies, meeting policies and procedures.
- Phone conference next Monday regarding C-233-0918
- On 12/18/18 General Counsel Jim Bransky will be in Kalamazoo Michigan hearing regarding treaty rights.
- Potluck on next meeting.

3:56 pm Motion made by Councilor Shananaquet and Treasurer Reyes to go into Closed Session for Legal matters.
 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
 Motion carried.

4:27 p.m. Motion made by Treasurer Reyes and supported by Councilor Shananaquet to return to Open Session.
 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
 Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to acknowledge receipt of Legislative Services Attorney Donna Budnick's verbal and written report for November 29, 2018.
 Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
 Motion carried.

Motion made by Treasurer Reyes and supported by Councilor Proctor to approve action items in Confidential Memo 112918-01 as presented by Legislative Services Attorney Donna Budnick.

Vote: 5 - Yes, 0 - No, 1 - Abstained (Councilor Shananaquet), 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)
Motion carried.

General Counsel

- Lamar Advertising update on Mackinaw billboards.
- Contacted the Odawa Casino Resort Leadership Oversight Committee in regards to the small land parcel at 2000 Anderson Road.
- Stone Circle and closing costs
- Met with Legislative Office Manager Michele Portman-LaCount, Sr Financial Analyst Rachel Cope and Su Lantz in regards to adding a new fund line item for land acquisition which will include the title transfer, closing costs, and the trust application process.
- Compact payment and negotiations.

Motion made by Treasurer Reyes and supported by Councilor Proctor to accept General Counsel Jim Bransky's verbal report for November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor Proctor to approve Certified Motion # 112918-08 Designate Land Use of Parcel Located at 2000 Anderson Road and Assignment of Odawa Casino.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Motion made by Councilor McNamara and supported by Treasurer Reyes to authorize the Tribal Chairperson on behalf of the Little Traverse Bay Bands of Odawa Indians to sign the lease with Lamar Advertising for the Pond Street and OCR Mackinaw properties.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Legislative Office Manager

- Working with the Human Resources Department of Background Reports for the Odawa Construction board members.
- American Indigenous Sovereign Fund Statute posted on 11/16/2018.
- Working with the Legal Department and Sr Financial Analyst Rachel Cope to create a Land Acquisition line item in Microix.
- The Strategic Planning Meeting with GAAD is planned for this Saturday, December 8, 2018 in the Government Complex Commons Area.
- Let the Legislative Staff know if you have anything to add to the 12/18/2018 Tribal Council Work Session.
- Working on cutting the cost on the BIZ Maintenance Agreement.
- Sent a Legal Request to the Legal Department to negotiate an agreement with the Commission of Social Security in accordance with the Tribal Social Security Fairness Act of 2018 that would extend the insurance system to Tribal Council.
- Potluck luncheon for Tribal Council and Legislative Staff on 12/18/2018.

Motion made by Councilor Proctor and supported by Councilor McNamara to accept Legislative Office Manager Michele Portman-LaCount's verbal and written report as presented on November 29, 2018.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Corporate Charters and/or Board Updates: no reports

- a. Traditional Tribal Burial Board
- b. Odawa Economic Development Management, Inc.
- c. Ziibimijwang, Inc.

Other Items of Business:

Motion made by Treasurer Reyes and supported by Councilor Proctor to amend the agenda for November 29, 2018 to add Waganakising Odawak Statute Tribally Accepted Accounting Practice Draft Statute.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Motion made by Secretary Kiogima and supported by Councilor Shananaquet to post Waganakising Odawak Statute Tribally Accepted Accounting Practice Draft Statute to the Legislative Calendar in the Odawa Register as sponsored by Legislative Leader Fred Harrington Jr.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

5:01 p.m. Motion made by Councilor Proctor and supported by Councilor McNamara to adjourn.

Vote: 6 - Yes, 0 - No, 0 - Abstained, 3 - Absent (Councilor David Harrington, Councilor Bernard, Councilor Wemigwase)

Motion carried.

Next Scheduled Meeting
Thursday, December 20, 2018 at 9:00 a.m.

These Minutes have been read and are approved as corrected.



Tamara Kiogima, Tribal Council Secretary

12-20-18

Date

